



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Charles F. Blair, *et al.*

Serial No.: 10/708,149

Confirmation No.: 2148

Filed: February 11, 2004

For: MODULAR UNINTERRUPTIBLE POWER SUPPLY §

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Group Art No.: 2838

Examiner: Edward H. TSO

Att'y Docket No.: 021944-030US
(formerly: 11564.0030.DVUS02)

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT
UNDER 37 C.F.R. §1.121 DATED OCTOBER 21, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING
37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below:

01/05/2006
Date

Mark R. Phalen
Signature

Sir:

In response to the Notice of Non-Compliant Amendment under 37 C.F.R. § 1.121 mailed October 21, 2004, indicating that a complete listing of all of the claims was not present in the amendment document filed on October 15, 2004, there is enclosed herewith:

- (a) A complete, new response to Restriction Requirement making the same election as originally filed on October 15, 2004; and
- (b) A Complete Listing of the Claims, including a listing of those claims withdrawn in response to the Restriction Requirement.

Applicant authorizes the Commissioner to deduct any fees relating to this document required under 37 C.F.R. §§ 1.16 to 1.21 from Locke Liddell & Sapp LLP Deposit Account No. 12-1322, referencing matter number 021944-030US-02.

Please date stamp and return the accompanying postcard to evidence receipt of these documents.

Respectfully submitted,

Monte R. Rhodes

Monte R. Rhodes, Ph.D.

Reg. No. 54,396

Customer No. 26720

AGENT FOR ASSIGNEE,
LIEBERT CORPORATION

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Tel: (713) 226-1326

January 5, 2006
Date



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Group Art No.: 2838

Examiner: Edward H. TSO

Att'y Docket No.: 021944-030US
(formerly: 11564.0030.DVUS02)

ELECTION IN RESPONSE TO RESTRICTION REQUIREMENT DATED JUNE 15, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING
37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below:

01/05/2006
Date

Mark P. Charles
Signature

Sir:

In response to the Office Action dated June 15, 2004, having a shortened statutory period for response expiring July 15, 2004, Applicant submits the following amendments and remarks.

Amendments to the Claims begin on page 2 of this paper.

Remarks begin on page 7 of this paper.